

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

DAVID WHITAKER, an individual; MON ETHOS
PRO CONSULTING, LLC, a Massachusetts limited
liability company,

Case No. 1:20-cv-02831-RPK-RML

Plaintiffs,

vs.

BBF PARTNERS LLC, a New York domestic
liability company doing business as BUSINESS
FUNDING SOURCE; DAY TO DAY FUNDING
LLC, a New York domestic limited liability
company; MZEED INC., a New York domestic
business corporation; RAPID CAP, INC., a New
York domestic business corporation; and JANE
AND JOHN DOES Nos 1-50 and/or XYZ
CORPORATIONS 1-50

Defendants.

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs DAVID WHITAKER and MON ETHOS PRO CONSULTING, LLC (collectively “Plaintiffs”), by and through their undersigned counsel, hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice against the Defendants. No Defendant has filed an answer or motion for summary judgment in this case.

Dated: September 28, 2020

Respectfully submitted by:

CALCAGNI & KANEFSKY LLC

By: /s/ Lauren M. Paxton
Lauren M. Paxton, Esq. (LP5051)
85 Broad Street, Suite 17031
New York, New York 10004
(862) 397-1796
Lpaxton@ck-litigation.com
*Attorneys for Plaintiffs David Whitaker
and Mon Ethos Pro Consulting, LLC*

BUCHALTER,
A Professional Corporation

By: /s/ Tracy A. Warren

Tracy A. Warren, Pro Hac Vice

Joanne N. Davies, Pro Hac Vice

655 W. Broadway, Suite 1625

San Diego, California 92101

(619) 219-5360

twarren@buchalter.com

jdavies@buchalter.com

*Attorneys for Plaintiffs David Whitaker
and Mon Ethos Pro Consulting, LLC*